

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

FILED

APR 05 2002

NANCY MAYER WHITTINGTON, CLERK
U.S. DISTRICT COURT

IN RE:)
VITAMIN ANTITRUST LITIGATION)
THIS DOCUMENT RELATES TO:)
MEIJER, INC., ET. AL.)

M.D.L. No. 1285
Misc. No. 99-0197 (TFH)

Case No. 1:99CV03282 (TFH)

ORDER DISMISSING CERTAIN DEFENDANTS WITH PREJUDICE

This matter is pending before the Court in connection with Meijer, Inc.'s ("Meijer")
Motion to Dismiss Certain Defendants With Prejudice.

IT IS HEREBY ORDERED that the Second Amended Complaint filed in the
captioned action is dismissed with prejudice against Defendants E. Merck, Merck KGaA and EM
Industries, Inc. This Order is without prejudice to Meijer's or any other plaintiff's rights or claims
against any other defendant or co-conspirator in this litigation.

April 5, 2002
Date

Thomas F. Hogan
Thomas F. Hogan
United States District Judge